

RESOLUTION NO. 107-85

BLUE RIDGE SEWER IMPROVEMENT DISTRICT

RESOLUTION REDUCING ASSESSMENTS AND
AUTHORIZING DISTRIBUTION OF SURPLUS

WHEREAS, the Blue Ridge Sewer Improvement District has heretofore formed Assessment Areas 1C, 1C1, 1B, 3B, and 5B1; and,

WHEREAS, the construction project in each of the above captioned assessment areas has been completed; and,

WHEREAS, on completion of the projects in said assessment areas, there was remaining a surplus in the construction fund; and,

WHEREAS, pursuant to A.R.S. Sec. 48-983(G), any surplus realized when the project is completed shall be credited proportionately upon assessments and returned to those who have paid in cash or credited on assessments which have gone or will to go bond; and,

WHEREAS, in the case of Blue Ridge Sewer Improvement District Assessment Area 3B, there is one instance where an assessment, No. 256, included a lateral charge of \$600.00, and no lateral was constructed by, near, or for the benefit of said parcel of property.

THEREFORE, BE IT RESOLVED THAT:

The Board of Directors of Blue Ridge Sewer Improvement District hereby authorizes, pursuant to A.R.S. Sec. 48-983(G) the reduction of the assessments in the following assessment areas in the following amount:

Assessment Area 1B	No reduction
Assessment Area 1C	No reduction
Assessment Area 1C1	Reduce all assessments by 20%, and refund the amounts to those persons named in Exhibit D to the letter from Law Office John G. Gliege to J.R. DeSpain dated August 26, 1985.

Assessment Area 3B

Reduce all assessments by 6% and refund those amounts set forth in Exhibits B and C to the letter from the Law Office of John G. Gliege to J.R. DeSpain dated August 26, 1985.

Assessment Area 5B1

Reduce all assessments by 23% and refund to those who paid in cash as set forth in Exhibit A to the above referenced letter.

FURTHER BE IT RESOLVED THAT:

The assessment number 256 of Blue Ridge Sewer Improvement District Assessment Area 3B be reduced by the sum of \$600.00.

BE IT FURTHER RESOLVED THAT:

The Treasurer of Navajo County, who is the Treasurer of the Blue Ridge Sewer Improvement District pursuant to A.R.S. Sec. 48-901(18), be authorized to make such refunds.

ADOPTED this 5th day of November, 1985.

BLUE RIDGE SEWER IMPROVEMENT DISTRICT

BY:



ATTEST:



C9/BLUERIDGE
11/4/85

DOCKET 803 PAGE 247

M

Law Office of
John G. Gliege
10 MOUNT ELDEN LOOKOUT ROAD
RURAL ROUTE 4 BOX 722B
FLAGSTAFF, ARIZONA 86001
(602) 779-3674

August 26, 1985

Mr. J.R. DeSpain
Navajo County Governmental Complex
South Highway 77
Holbrook, AZ 86025

Re: Blue Ridge Sewer Improvement District Assessments

Dear Mr. DeSpain:

The following information is provided by this office for your use to make refunds within various improvement districts.

ASSESSMENT AREA 5B-1: Please see Exhibit A for a list of persons entitled to refunds.

ASSESSMENT AREA 1B: Since the project cost more than revenue raised, there is no surplus and no one is entitled to a refund.

ASSESSMENT AREA 3B: See Exhibit C for a list of property owners entitled to refunds.

In addition, please reduce the assessment on Assessment No. 256 and 257 by a total of \$600 (\$300 on each parcel). This is due to the fact that a lateral was not constructed and is per instructions from the Pinetop-Lakeside Sanitary District.

ASSESSMENT AREA 1C: There was no surplus in this project, therefore no one is entitled to a refund.

ASSESSMENT AREA 1C-1: Please see exhibit D for a list of property owners entitled to refunds.

We will supply your office in the near future with information on Blue Ridge Sewer Improvement District Assessment Areas 83-A, 3A-1 and Country Club Drive.

Sincerely,

LAW OFFICE OF JOHN G. GLIEGE

BY: _____

John G. Gliege

JGG/mjw

Enclosures

cc: John Snyder, Pinetop-Lakeside Sanitary District

BUCKET 803 PAGE 248

EXHIBIT A

ASSESSMENT AREA 5B-1

PAYOFFS ENTITLED TO REFUND

<u>ASSESSMENT NO.</u>	<u>OWNER'S NAME</u>	<u>AMOUNT OF REFUND</u>
97	William & Elizabeth Lug	\$568.77
180	Lawrence & Helen Fry	\$568.77
219	George William & Margaret Leech	\$568.77
221	George R. Leech	\$568.77
222	Fred W. Morgan	\$568.77
226	Clarence & Goldie Lemons, Sr.	\$568.77
227	Joseph & Edena Cirelli	\$568.77
235	Margaret Sedillo	\$568.77

Refunds were calculated in the following manner: original assessment times .23 equals refund.

EXHIBIT B

ASSESSMENT AREA 3B

PREPAYS ENTITLED TO REFUND

<u>ASSESSMENT NO.</u>	<u>OWNER'S NAME</u>	<u>AMOUNT OF REFUND</u>
18	Charles & Mary Layton	180.96
27	Dugay & Rose Davis	180.96
35	Edward & Beverly Oosterhoff	180.96
43	Robert & Evelyn Fink	180.96
44	Robert & Evelyn Fink	180.96
46	Carl & Erma Frerichs	180.96
53	Marion Jacobs, et al	180.96
62	Alvo & Gertrude Martin	180.96
63	Edward & Mary Jane Ekiss	180.96
68	Jerry & Frances Gendron	180.96
69	Jerry & Frances Gendron	180.96
164	George P. & Jewell M. Lutich	180.96
196	Ivan W. & Rosllyn Nyhivs	180.96
203	Henry Elmer & Mildred Loeretter et al	180.96
206	Paul E. & Norella Cooper, et al	180.96
211A	Orrie & Ada Ravenscroft	102.48
213	Leo & Jean Peterson	180.96
297	Tamala Kay McCown	170.82
334	James & Jerri Green	170.82
372	Patrick A. & Nelaine Lowry	170.82
392	Merhall & Frances McGee	170.82
456	Kayle & Kate Sundquist, Jr.	180.96

The total assessment was based on \$1,269,000. Actual expenses were \$1,191,000. $\$1,269,000/\$1,191,000 = .94$. Therefore, property owners who prepaid their assessment had refunds calculated at the .94 rate. See Exhibit B for a list of prepaids and their calculated refund.

EXHIBIT C

ASSESSMENT AREA 3B

PAYOFFS ENTITLED TO REFUND

<u>ASSESSMENT NO.</u>	<u>OWNER'S NAME</u>	<u>AMOUNT OF REFUND</u>
4	Glenn K. & Mae E. Buckles	147.12
19	James & Dorotha Quayle	156.52
23	Robert & Dale Panda	147.12
26	John & Mary Marich	147.12
33	Cleo & Edith Perysian	147.12
38	Daniel & Violet Green	154.67
39	Richard & Catherine Lamay	154.67
64	Mason & Rilla Allen	156.52
65	Wesley & Orene McCain	124.00
71	Horace & Loretta Owen	154.67
72	Horace & Loretta Owen	154.67
78	Norman & Phyllis Noll	154.67
90	Clyde & Marilyn Pate	147.12
107	Kenneth & Halcyon Knox	154.67
108	Kenneth & Halcyon Knox	154.67
117	Boone & Maxine Joyce Hooper	147.12
120A	Palmer & Luella Marie Boberg	154.67
122	Anthony & Georgia D'Ambrogio	154.67
126	Phillip R. & Sally K. Rehfeldt	154.67
127.	John D. & Rachel Webb	154.67
128	John D. & Rachel Webb	288.82
133	Gus Bacilla, Jr.	227.10
134	Gus Bacilla, Jr.	147.12
144	Combined with parcel 244	
157	Helen Mary Fanoni	156.52
159	Doris V. & Robert N. Story	148.59
160	Doris V. & Robert N. Story	277.46
161	Ilo A. & Maxine Hanna	156.52
166	Don & Betty Baker	156.52
175	Howard E. & Mary Lou Couch	154.67
179	Vernon C. Jr. & Patricia Walker	201.13
180	John & Hannah Kodatt	133.00
184	Charles P. Brown	156.52
202	Robert Zimmerman	154.67
207	Robert Zimmerman	87.59
210	Wyatt A. & Delea H. Stroup	87.59
212	Wyatt & Delea Stroup	154.67
224	Leora P. Schuck	508.68
238	Letha M. DeBates	146.00
259	Helen N. Thornton	147.75
261	Robert & Edith Knobel	138.54

269	Lloyd & Diana Johns	138.04
284	Eleanor L. Pugh	108.47
300	Earl & Elva Eckles	138.87
321	Wayne & Dorothy Miller	147.75
333	Murial Marie & Michael B. McDermet	147.75
357	Millard L. & Mary Richardson	147.85
358	Millard L. & Mary Richardson	147.85
389	Clarence E. & Lila M. Rogers	147.75
399	Stephen D. Stolworthy	138.04
403	Gary Scott	147.74
417	Burl & Melva Fletcher	117.05
419	George E. & Barbara DeSpain	117.05

Refunds to property owners who paid off their assessment after the bond closing were calculated in the following manner: payment divided by 1.17 (a factor computed as $.12 + .05$, which takes into account prepayment penalty plus interest for a year) times a factor of $.06$.

EXHIBIT D

ASSESSMENT AREA 1C1

PAYOFFS ENTITLED TO REFUND

<u>ASSESSMENT NO.</u>	<u>OWNER'S NAME</u>	<u>AMOUNT OF REFUND</u>
1	George & Mary L. Wolf	\$473.68
9	Harold & Jessica Basic	\$473.68
10	James & Bonnie Wright	\$473.68
36	Adam & Margaret Bauer	\$473.68

Refunds were calculated in the following manner: original assessment times .20 equals refund.

85 17665

MICROFILMED
INDEXED

RECORDED AT THE REQUEST OF

Navajo County Board of Supervisors

November 5 A. D. 19 85 AT 4:55 O'CLOCK P.M.

IN BOOK 803 PAGES 246-253

Incl

RECORDS OF NAVAJO COUNTY, ARIZONA

JAY H. TURLEY

RECORDER

BY

Rhonda Blosser

DEPUTY

